

**OFFICE OF THE MAYOR
CITY AND COUNTY OF HONOLULU**

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KIRK CALDWELL
MAYOR

ROY K. AMEMIYA, JR.
MANAGING DIRECTOR
GEORGETTE T. DEEMER
DEPUTY MANAGING DIRECTOR

June 21, 2018

Mr. Glen Takahashi
City Clerk
Office of the City Clerk
530 South King Street
Honolulu, Hawaii 96813

Dear Mr. Takahashi:

SUBJECT: Approved Bills

The following Bills are approved and returned herewith:

- Bill 13 (2018) Relating to Planned Development-Resort and Planned Development-Apartment projects.
- Bill 17 (2018) Authorizing the issuance and sale of General Obligation Bonds and Bond Anticipation Notes of the City and County of Honolulu in a maximum principal amount equal to the aggregate of the amounts appropriated in the Capital Budget Ordinance of said City and County for the Fiscal Year ending June 30, 2019, and specified in said Ordinance to be financed from the proceeds of the sale of such bonds and to be expended from the General Improvement Bond Fund, the Highway Improvement Bond Fund, Solid Waste Improvement Bond Fund, or the Housing Development Special Fund.
- Bill 18 (2018), CD1 Relating to fees for certain permits and services administered by the Department of Planning and Permitting.

Sincerely,

A handwritten signature in black ink, appearing to read "Kirk Caldwell", is written over a horizontal line.

Kirk Caldwell
Mayor



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____
BILL 13 (2018)

A BILL FOR AN ORDINANCE

RELATING TO PLANNED DEVELOPMENT-RESORT AND PLANNED
DEVELOPMENT-APARTMENT PROJECTS.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. Purpose. The purpose of this ordinance is to amend certain provisions of the Land Use Ordinance relating to the applicability of Planned Development-Resort ("PD-R") and Planned Development-Apartment ("PD-A") projects.

SECTION 2. Section 21-9.80-4, Revised Ordinances Honolulu 1990 ("General requirements and design controls"), is amended by amending subsection (d) to read as follows:

"(d) Planned Development-Resort (PD-R) and Planned Development-Apartment (PD-A) Projects. The purpose of the PD-R and PD-A options is to provide opportunities for creative redevelopment not possible under a strict adherence to the development standards of the special district. Flexibility may be provided for project density, height, precinct transitional height setbacks, yards, open space and landscaping when timely, demonstrable contributions benefiting the community and the stability, function, and overall ambiance and appearance of Waikiki are produced.

Reflective of the significance of the flexibility represented by this option, it is appropriate to approve projects conceptually by legislative review and approval prior to more detailed review and approval by the department. PD-R and PD-A projects will be subject to the following:

- (1) PD-R and PD-A Applicability.
 - (A) PD-R projects are only permitted in the resort mixed use precinct, and PD-A projects are only permitted in the apartment precinct.
 - (B) The minimum project size is one acre. Multiple lots may be part of a single PD-R or PD-A project if ~~[all lots are under a single owner and/or lessee holding leases with a minimum of 30 years remaining in their terms.]~~ the owners, lessees, developers or other designated representatives, including but not limited to a board or association of homeowners, condominium owners, timeshare owners, or cooperative housing owners, in lieu of individual owners, consent. Lots may be added to or removed from existing PD-R or PD-A projects upon the application of the owners, lessees, developers or



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other designated representatives of the lots to be added or removed with the written consent of the original applicant for the existing PD-R or PD-A project, or its successor. Applications for the addition or removal of lots shall be processed in accordance with other applicable regulations contained in this Chapter. Lots to be removed shall be able to comply on their own with applicable zoning regulations as a separate project. Multiple lots in a single project must be contiguous, provided that lots that are not contiguous may be part of a single project if all of the following conditions are met:

- (i) The lots are not contiguous solely because they are separated by a street or right-of-way that is not a major street as shown on Exhibit 21-9.15; and
- (ii) Each noncontiguous portion of the project, whether comprised of a single lot or multiple contiguous lots, must have a minimum area of 20,000 square feet, but subject to the minimum overall project size of one acre.

When a project consists of noncontiguous lots as provided above, bridges or other design features connecting the separated lots are strongly encouraged, to unify the project site. Multiple lots that are part of an approved single PD-R or PD-A project will be considered and treated as one zoning lot for purposes of the project, provided that no conditional use permit-minor for a joint development will be required therefor.

- (2) PD-R and PD-A Use Regulations. Permitted uses and structures will be as enumerated for the underlying precinct in Table 21-9.6(A).
- (3) PD-R and PD-A Site Development and Design Standards. The standards set forth by this subdivision are general requirements for PD-R and PD-A projects. When, in the paragraphs below, the standards are stated to be subject to modification or reduction, the modification or reduction must be for the purpose of accomplishing a project design consistent with the goals and objectives of the Waikiki special district and this subsection.
 - (A) In PD-R projects, the maximum project floor area cannot exceed an FAR of 4.0, except:



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- (i) If the existing FAR is greater than 3.33, then an increase in maximum density by up to 20 percent may be allowed, up to but not exceeding a maximum FAR of 5.0; or
- (ii) If the existing FAR is greater than 5.0, then the existing FAR may be the maximum density.

In computing project floor area, the FAR may be applied to the zoning lot area, plus one-half the abutting right-of-way area of any public street or alley. Floor area devoted to acceptable public uses within the project, such as a museum or performance area (e.g., stage or rehearsal area), may be exempt from floor area calculations.

The foregoing maximum densities may be reduced.

- (B) In PD-A projects, the maximum project floor area cannot exceed an FAR of 3.0, except:
 - (i) If the existing FAR is greater than 3.0, then an increase in maximum density by up to 20 percent may be allowed, up to but not exceeding a maximum FAR of 4.0; or
 - (ii) If the existing FAR is greater than 4.0, then the existing FAR may be the maximum density.

In computing project floor area, the FAR may be applied to the zoning lot area, plus one-half the abutting right-of-way area of any public street or alley. Floor area devoted to acceptable public uses within the project, such as a museum or performance area (e.g., stage or rehearsal area), may be exempt from floor area calculations.

The foregoing maximum densities may be reduced.

- (C) The maximum building height is 350 feet, but this standard may be reduced.
- (D) The precinct transitional height setbacks will be as set forth in Table 21-9.6(B), but these standards may be modified.



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- (E) The minimum for yards is 15 feet, but this standard may be modified.
 - (F) The minimum open space is at least 50 percent of the zoning lot area, but this standard may be modified when beneficial public open spaces and related amenities are provided.
 - (G) The landscaping requirements will be as set forth in subsection (f), but these standards may be modified.
 - (H) Except as otherwise provided in this subdivision, all development and design standards applicable to the precinct in which the project is located will apply.
- (4) Approval of PD-R or PD-A Projects.
- (A) Application Requirements. An application for approval of a PD-R or PD-A project must contain:
 - (i) A project name;
 - (ii) A location map showing the project in relation to the surrounding area;
 - (iii) A site plan showing the locations of buildings and other major structures, proposed open space and landscaping system, and other major activities. The site plan must also note property lines, the shoreline, shoreline setback lines, beach access and other public and private access, when applicable;
 - (iv) A narrative description of the overall development and design concept; the general mix of uses; the basic form and number of structures; the estimated number of proposed hotel and other dwelling or lodging units; general building height and density; how the project achieves and positively contributes to a Hawaiian sense of place; proposed public amenities, development of open space and landscaping; how the project achieves a pedestrian orientation; and potential impacts on, but not necessarily limited to, traffic circulation, parking and loading, security, sewers, potable water, and public utilities;



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- (v) An open space plan and integrated pedestrian circulation system;
 - (vi) A narrative explanation of the project's architectural design relating the various design elements to a Hawaiian sense of place and the requirements of the Waikiki special district; and
 - (vii) A parking and loading management plan.
- (B) Procedures. Applications for approval of PD-R or PD-A projects will be processed in accordance with Section 21-2.110-2.
- (C) No project will be eligible for PD-R or PD-A status unless the council has first approved a conceptual plan for the project.
- (D) Guidelines for Review and Approval of the Conceptual Plan for a Project. Prior to its approval of a conceptual plan for a PD-R or PD-A project, the council shall find that the project concept, as a unified plan, is in the general interest of the public, and that:
- (i) Requested project boundaries and design flexibility with respect to standards relating to density (floor area), height, precinct transitional height setbacks, yards, open space and landscaping are consistent with the Waikiki special district objectives and the provisions of this subsection;
 - (ii) Requested flexibility with respect to standards relating to density (floor area), height, precinct transitional height setbacks, yards, open space, and landscaping is commensurate with the public amenities proposed; and
 - (iii) When applicable, there is no conflict with any visitor unit limits for Waikiki as set forth under Chapter 24.
- (E) Deadline for Obtaining Building Permit for Project.
- (i) A council resolution of approval for a conceptual plan for a PD-R or PD-A project must establish a deadline within which the building permit for the project must be obtained. For multiphase projects, deadlines must be established for



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obtaining building permits for each phase of the project. The resolution must provide that the failure to obtain any building permit within the prescribed period will render null and void the council's approval of the conceptual plan and all approvals issued thereunder; provided that in multiphase projects, any prior phase that has complied with the deadline applicable to that phase will not be affected. A revocation of a building permit pursuant to Section 18-5.4 after the deadline will be deemed a failure to comply with the deadline.

- (ii) The resolution must further provide that a deadline may be extended as follows: The director may extend the deadline if the applicant demonstrates good cause, but the deadline cannot be extended beyond one year from the initial deadline without the approval of the council, which may grant or deny the approval in its complete discretion. If the applicant requests an extension beyond one year from the initial deadline and the director finds that the applicant has demonstrated good cause for the extension, the director shall prepare and submit to the council a report on the proposed extension, which report must include the director's findings and recommendations thereon and a proposed resolution approving the extension. The council may approve the proposed extension or an extension for a shorter or longer period, or deny the proposed extension, by resolution. If the council fails to take final action on the proposed extension within the first to occur of:

- (aa) 60 days after the receipt of the director's report; or
- (bb) the applicant's then-existing deadline for obtaining a building permit, the extension will be deemed denied. The director shall notify the council in writing of any extensions granted by the director that do not require council approval.

- (F) Approval by Director. Upon council approval of the conceptual plan for the PD-R or PD-A project, the application for the project, as approved in concept by the council, will continue to be processed by the director as provided under Section 21-2.110-2. Additional



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documentation may be required by the director as necessary. The following criteria will be used by the director to review applications:

- (i) The project must conform to the approved conceptual plan and any conditions established by the council in its resolution of approval;
- (ii) The project also must implement the objectives, guidelines, and standards of the Waikiki special district and this subsection;
- (iii) The project must exhibit a Hawaiian sense of place. The document "Restoring Hawaianness to Waikiki" (July 1994) and the supplemental design guidebook to be prepared by the director should be consulted by applicants as a guide for the types of features that may fulfill this requirement;
- (iv) The project must demonstrate a high level of compliance with the design guidelines of this special district and this subsection;
- (v) The project must contribute significantly to the overall desired urban design of Waikiki;
- (vi) The project must reflect appropriate "contextual architecture";
- (vii) The project must demonstrate a pedestrian system, open spaces, and landscaping and water features (such as water gardens and ponds) that must be integrated and prominently conspicuous throughout the project site at ground level;
- (viii) The open space plan must provide useable open spaces, green spaces, water features, public places and other related amenities that reflect a strong appreciation for the tropical environmental setting reflective of Hawaii;
- (ix) The system of proposed pedestrian elements must contribute to a strong pedestrian orientation that must be integrated into the overall design of the project, and must enhance the pedestrian experience between the project and surrounding Waikiki areas; and



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- (x) The parking management plan must minimize impacts upon public streets where possible, must enhance local traffic circulation patterns, and must make appropriate accommodations for all anticipated parking and loading demands. The approved parking management plan will constitute the off-street parking and loading requirements for the project."

SECTION 3. Ordinance material to be repealed is bracketed and stricken. New material is underscored. When revising, compiling or printing this ordinance for inclusion in the Revised Ordinances of Honolulu, the Revisor of Ordinances need not include the brackets, the material that has been bracketed and stricken, or the underscoring.



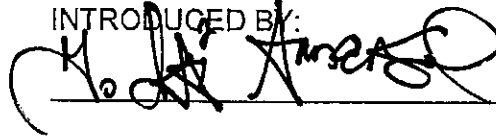
CITY COUNCIL
CITY AND COUNTY OF HONOLULU
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SECTION 4. This ordinance takes effect upon its approval.

INTRODUCED BY:



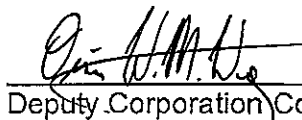
DATE OF INTRODUCTION:

MAR 1 2018


Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:


Deputy Corporation Counsel **DENISE W. WONG**

APPROVED this 21st day of June, 2018.


Mayor
City and County of Honolulu

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CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

ORDINANCE

BILL 13 (2018)

Introduced: 03/01/18 By: IKAIKA ANDERSON

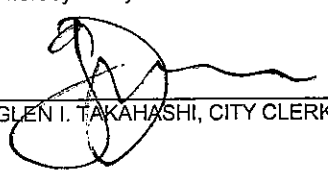
Committee: ZONING AND HOUSING

Title: A BILL FOR AN ORDINANCE RELATING TO PLANNED DEVELOPMENT-RESORT AND PLANNED DEVELOPMENT-APARTMENT PROJECTS.

Voting Legend: * = Aye w/Reservations

03/28/18	COUNCIL	BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON PLANNING. 8 AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE. 1 ABSENT: ANDERSON.
		<u>CC-93</u> MARTIN - RE-REFERRAL OF BILLS, RESOLUTIONS AND COMMUNICATIONS.
04/14/18	PUBLISH	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
04/19/18	ZONING AND HOUSING	CR-149 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING.
04/25/18	COUNCIL/PUBLIC HEARING	CR-149 ADOPTED. BILL PASSED SECOND READING, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON ZONING AND HOUSING. 9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE.
04/28/18	PUBLISH	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
05/24/18	ZONING AND HOUSING	CR-206 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING.
06/06/18	COUNCIL	CR-206 ADOPTED AND BILL 13 (2018) PASSED THIRD READING. 9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE.

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this BILL.


GLEN I. TAKAHASHI, CITY CLERK


ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER



A BILL FOR AN ORDINANCE

AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS AND BOND ANTICIPATION NOTES OF THE CITY AND COUNTY OF HONOLULU IN A MAXIMUM PRINCIPAL AMOUNT EQUAL TO THE AGGREGATE OF THE AMOUNTS APPROPRIATED IN THE CAPITAL BUDGET ORDINANCE OF SAID CITY AND COUNTY FOR THE FISCAL YEAR ENDING JUNE 30, 2019, AND SPECIFIED IN SAID ORDINANCE TO BE FINANCED FROM THE PROCEEDS OF THE SALE OF SUCH BONDS AND TO BE EXPENDED FROM THE GENERAL IMPROVEMENT BOND FUND, THE HIGHWAY IMPROVEMENT BOND FUND, SOLID WASTE IMPROVEMENT BOND FUND, OR THE HOUSING DEVELOPMENT SPECIAL FUND.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. General obligation bonds of the City and County of Honolulu (the "City and County") are hereby authorized for issuance and sale in a principal amount equal to the aggregate of the amounts appropriated in the Capital Budget Ordinance of the City and County of Honolulu for the fiscal year ending June 30, 2019, and specified in said Ordinance to be financed from the proceeds of the sale of such bonds and expended from the General Improvement Bond Fund, the Highway Improvement Bond Fund, Solid Waste Improvement Bond Fund, or the Housing Development Special Fund. Unless the Council of the City and County shall determine by resolution of one reading adopted prior to the sale of such bonds the form (including "book-entry"), date, denominations and maturities of such bonds, the place or places of payment of the principal of and interest on such bonds, the place or places of registration of such bonds, the times, prices, and method of redemption of such bonds, and the basis of award of such bonds, the Director of Budget and Fiscal Services is hereby authorized to perform such actions as provided by Section 47-7, Hawaii Revised Statutes (HRS); provided, however, that the Council of the City and County shall, in any case, determine the principal amount of such bonds to be offered for sale from time to time by resolution of one reading adopted prior to such sale; provided further, however, that such resolution shall be approved by at least two-thirds (2/3) of the members of the Council of the City and County. Without any further authorization from or action by the Council of the City and County but subject to the provisions hereof and of applicable law, the Director of Budget and Fiscal Services is hereby authorized to offer the general obligation bonds authorized hereby at one time or from time to time, at competitive sale or at negotiated sale to qualified purchasers in accordance with Section 47-8, HRS, in each case at such price or prices and upon such terms and conditions as the Director shall approve and determine to be in the best interest of the City and County. Without limiting the generality of the foregoing, with respect to the sale of any of the general obligation bonds authorized hereby, the Director of Budget and Fiscal Services is hereby authorized to retain bond counsel, paying agents,



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registrars, and financial and accounting consultants, upon such terms and conditions as the Director shall deem advisable and in the best interest of the City and County, to select the date for such sale, to publish and distribute a Notice of Sale, or to enter into a contract for the sale of such general obligation bonds, in each case in such form and containing such terms and conditions as the Director shall approve and deem advisable, to distribute an Official Statement and such other information relating to such general obligation bonds as the Director may deem advisable, to receive bids for the sale of such general obligation bonds or the portion thereof being offered and to award the sale thereof being offered to the bidder offering the lowest interest cost therefor, in accordance with the applicable Notice of Sale, if any; provided that the Director of Budget and Fiscal Services may reserve the right to reject any and all bids. Subject to the provisions hereof and applicable law, without further action of the Council of the City and County, the general obligation bonds authorized hereby or any portion thereof shall bear interest at the rates per annum as specified in the contract or contracts approved or in the bid or bids accepted. The Director of Budget and Fiscal Services and all officials of the City and County are hereby authorized to take such action and execute such orders, receipts and other documents as may be necessary in order to effectuate the sale of the general obligation bonds authorized hereby or any portion thereof, and, if any contract therefor be approved or any bid therefor be accepted, the preparation, execution, and delivery thereof, in accordance with the provisions hereof and applicable law. In connection with, and at any time before or after the issuance of, such bonds, the Director may arrange for any insurance or banking arrangements as the Director may deem necessary or desirable, including, without limitation, credit or liquidity support facilities and interest rate swaps, swaptions, floors, or caps and other similar contracts to hedge or reduce interest rate or similar risk or the cost of borrowing when used in conjunction with bonds.

SECTION 2. The proceeds of the bonds herein authorized shall only be used to pay all of or part of those appropriations for public improvements of the City and County made in the aforesaid Capital Budget Ordinance and specified therein to be financed from the proceeds of general obligation bonds and to be expended from the General Improvement Bond Fund, the Highway Improvement Bond Fund, Solid Waste Improvement Bond Fund, or the Housing Development Special Fund.



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SECTION 3. A portion of the bonds authorized hereby are bonds which shall be issued for public undertakings from which revenues are derived, to wit: for the development of housing by the City and County for sale or for rental by the City and County, respectively, and for which the interest and principal payments on said bonds shall be a charge upon and paid from the General Fund of the City and County; provided, however, that the Director of Budget and Fiscal Services shall reimburse the General Fund for the payment of the principal of and interest on bonds, the proceeds of which have been expended from the Housing Development Special Fund as provided in Chapter 6, Article 46, Revised Ordinances of Honolulu 1990, as amended, from revenues derived from the sale or rental of housing developed from moneys on deposit in the Housing Development Special Fund.

SECTION 4. Pursuant to Section 47-16, HRS, the Director of Budget and Fiscal Services is hereby authorized to issue and sell general obligation bond anticipation notes in anticipation of the issuance of all or any portion of the bonds authorized hereby. The notes authorized hereby may be sold at one time or in part from time to time in such principal amounts as the Director of Budget and Fiscal Services shall determine to be in the best interest of the City and County; provided, however, that the Council of the City and County shall determine the principal amount of such notes to be offered for sale from time to time by resolution of one reading adopted prior to such sale. Nothing herein shall prohibit the contemporaneous issuance and sale of general obligation bonds and notes.

SECTION 5. The City and County of Honolulu shall comply with all applicable provisions of Sections 103 and 141-150 of the Internal Revenue Code of 1986, as amended, and applicable regulations of the Internal Revenue Service proposed or promulgated thereunder in the issuance of the bonds and notes authorized hereby and the application of the proceeds thereof.

SECTION 6. Any part of the bonds herein authorized remaining unissued and not required for any part of the appropriations hereinabove referred to made in the aforesaid Capital Budget Ordinance shall lapse as provided by the Charter.



CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII

ORDINANCE _____
BILL 17 (2018)

A BILL FOR AN ORDINANCE

SECTION 7. This Ordinance takes effect upon its approval.

INTRODUCED BY:

[Signature] (br)

DATE OF INTRODUCTION:

MAR 2 2018
Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

[Signature]
Deputy Corporation Counsel REID YAMASHIRO

APPROVED this 21st day of June, 20 18.

[Signature]

KIRK CALDWELL, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
CERTIFICATE

ORDINANCE

BILL 17 (2018)

Introduced: 03/02/18 By: RON MENOR – BY REQUEST Committee: BUDGET

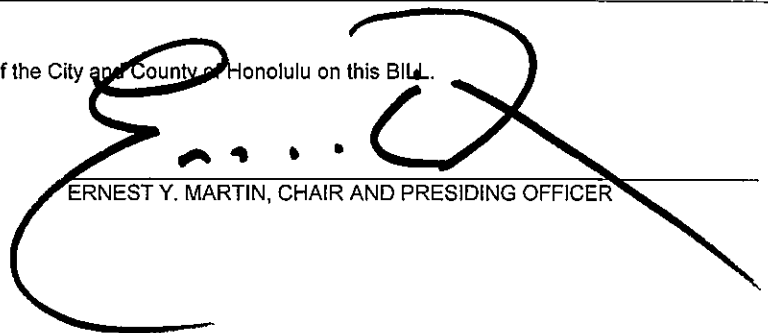
Title: A BILL FOR AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF GENERAL OBLIGATION BONDS AND BOND ANTICIPATION NOTES OF THE CITY AND COUNTY OF HONOLULU IN A MAXIMUM PRINCIPAL AMOUNT EQUAL TO THE AGGREGATE OF THE AMOUNTS APPROPRIATED IN THE CAPITAL BUDGET ORDINANCE OF SAID CITY AND COUNTY FOR THE FISCAL YEAR ENDING JUNE 30, 2019, AND SPECIFIED IN SAID ORDINANCE TO BE FINANCED FROM THE PROCEEDS OF THE SALE OF SUCH BONDS AND TO BE EXPENDED FROM THE GENERAL IMPROVEMENT BOND FUND, THE HIGHWAY IMPROVEMENT BOND FUND, SOLID WASTE IMPROVEMENT BOND FUND, OR THE HOUSING DEVELOPMENT SPECIAL FUND.

Voting Legend: * = Aye w/Reservations

03/10/18	PUBLISH	PUBLIC HEARING NOTICE OF INTENT PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
03/28/18	COUNCIL	BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON BUDGET. 8 AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE. 1 ABSENT: ANDERSON.
04/12/18	SPECIAL BUDGET	CR-123 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING.
04/14/18	PUBLISH	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
04/25/18	COUNCIL/PUBLIC HEARING	CR-123 ADOPTED. BILL PASSED SECOND READING, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON BUDGET. 9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE.
04/28/18	PUBLISH	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
05/15/18	SPECIAL BUDGET	CR-184 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING.
06/06/18	COUNCIL	CR-184 ADOPTED AND BILL 17 (2018) PASSED THIRD READING. 9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE.

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this BILL.


GLEN I. TAKAHASHI, CITY CLERK


ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER



A BILL FOR AN ORDINANCE

TO AMEND THE REVISED ORDINANCES OF HONOLULU 1990, AS AMENDED,
RELATING TO FEES FOR CERTAIN PERMITS AND SERVICES ADMINISTERED BY
THE DEPARTMENT OF PLANNING AND PERMITTING.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. Purpose. The purpose of this ordinance is to amend the fees or fee schedules contained in Chapter 18, Revised Ordinances of Honolulu 1990, as amended, with the intent to recover a greater share of the costs related to the processing and administering of building permits, including various technical and non-substantive amendments.

SECTION 2. Finding. The Council finds that the increase in fees specified in this ordinance is necessary to improve the level of service provided to the public by the Department of Planning and Permitting.

SECTION 3. Section 18-6.3, Revised Ordinances of Honolulu 1990 ("Refund"), is amended by amending subsections (b) and (c) to read as follows:

- "(b) (1) The building official shall refund an amount equal to 50 percent of the permit fee paid under the provisions of this chapter where a permittee, due to a material change in circumstances or financial difficulties, is unable to commence work authorized by the permit issued therefor; provided, that a written application for a refund shall be made on forms furnished by the building official not later than 15 days after the revocation date of such permit.
- (2) Notwithstanding the foregoing provisions, no refund shall be made in any case where a new permit has been obtained under the provisions of Section 18-5.4, for the purpose of recommencing the same work, or where the amount to be refunded is less than ~~[\$10.00.]~~ \$100.
- (3) All permits upon which refunds have been made in accordance with the foregoing provisions ~~[shall]~~ will thereafter be null and void.
- (c) Where more than one permit has been erroneously procured by the permittee ~~[and/or]~~ or the permittee's agent for the same construction or work, the building official shall approve one permit and refund the total amount of fees paid for the other permits upon the surrender thereof; provided, that no refund ~~[shall]~~ will be made on any permit ~~[which]~~ that has been surrendered after 90 days from the



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ORDINANCE _____

BILL 18 (2018), CD1

A BILL FOR AN ORDINANCE

date of issuance of such permit, or where the amount to be refunded is less than ~~[\$10.00.]~~ \$100."

SECTION 4. Table No. 18-A Revised Ordinances of Honolulu 1990 ("Fees for Permits"), is amended to read as follows:

"Table No. 18-A

Fees for Permits

The fees for the issuance of building permits shall be computed in accordance with the following schedule:

TOTAL ESTIMATED VALUATION OF WORK	FEE TO BE CHARGED
From \$0.01 to \$500.00	[\$18.00] <u>\$20.00</u>
From \$500.01 to \$1,000.00	[\$6.00] <u>\$8.00</u> + \$2.50 per \$100.00 or fraction thereof the total estimated valuation of work
From \$1,000.01 to \$20,000.00	[\$11.00] <u>\$12.00</u> + [\$2.00] <u>\$2.20</u> per \$100.00 or fraction thereof the total estimated valuation of work
From \$20,000.01 to \$50,000.00	[\$60.00] <u>\$82.00</u> + [\$17.00] <u>\$18.00</u> per \$1,000.00 or fraction thereof the total estimated valuation of work
From \$50,000.01 to \$100,000.00	[\$260.00] <u>\$286.00</u> + [\$13.00] <u>\$14.00</u> per \$1,000.00 or fraction thereof the total estimated valuation of work
From \$100,000.01 to \$500,000.00	[\$660.00] <u>\$700.00</u> + [\$9.00] <u>\$10.00</u> per \$1,000.00 or fraction thereof the total estimated valuation of work
From \$500,000.01 to \$2,000,000.00	[\$2,915.00] <u>\$3,200.00</u> + [\$4.50] <u>\$5.00</u> per \$1,000.00 or fraction thereof the total estimated valuation of work
From \$2,000,000.01 and above	[\$3,915.00] <u>\$4,300.00</u> + [\$4.00] <u>\$4.50</u> per \$1,000.00 or fraction thereof the total estimated valuation of work.

Other fees: Inspection fees outside of normal business hours shall be in accordance with Chapter 41, Article 20.



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- | | | |
|-----|---|--|
| (1) | Renewal of Applications for Material Methods of Approvals | \$100.00 |
| (2) | Review of Master Tract Model | \$500.00 |
| (3) | Change of contractor designation | \$ 50.00 |
| (4) | Applications for Material Methods of Approvals | \$300.00 |
| (5) | Special assignment inspection fee | \$200.00 |
| (6) | Plan review of revisions | \$200.00 or 10 percent of
the original building permit
fee, whichever is greater |
| (7) | Temporary certificate of occupancy | \$200.00" |

SECTION 5. Ordinance material to be repealed is bracketed and stricken. New material is underscored. When revising, compiling, or printing this Ordinance for inclusion in the Revised Ordinances of Honolulu, the Revisor of Ordinances need not include the brackets, the bracketed and stricken material, or the underscoring.



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SECTION 6. This ordinance takes effect upon approval.

INTRODUCED BY:

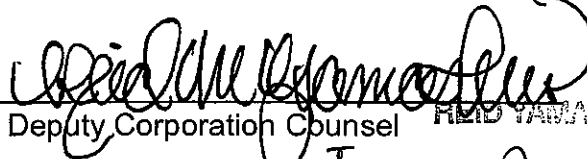
Ron Menor (br)

DATE OF INTRODUCTION:

March 2, 2018
Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:


Deputy Corporation Counsel **HEIDI TANASHIRO**

APPROVED this 21ST day of June, 20 18.


KIRK CALDWELL, Mayor
City and County of Honolulu

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII
C E R T I F I C A T E

ORDINANCE

BILL 18 (2018), CD1


Introduced: 03/02/18 By: RON MENOR – BY REQUEST Committee: BUDGET

Title: A BILL FOR AN ORDINANCE TO AMEND THE REVISED ORDINANCES OF HONOLULU 1990, AS AMENDED, RELATING TO FEES FOR CERTAIN PERMITS AND SERVICES ADMINISTERED BY THE DEPARTMENT OF PLANNING AND PERMITTING.

Voting Legend: * = Aye w/Reservations

03/10/18	PUBLISH	PUBLIC HEARING NOTICE OF INTENT PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
03/28/18	COUNCIL/PUBLIC HEARING	BILL PASSED FIRST READING AND REFERRED TO COMMITTEE ON BUDGET. 8 AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE. 1 ABSENT: ANDERSON.
04/12/18	SPECIAL BUDGET	CR-124 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON SECOND READING AND SCHEDULING OF A PUBLIC HEARING.
04/14/18	PUBLISH	PUBLIC HEARING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
04/25/18	COUNCIL/PUBLIC HEARING	CR-124 ADOPTED. BILL PASSED SECOND READING, PUBLIC HEARING CLOSED AND REFERRED TO COMMITTEE ON BUDGET. 9 AYES: ANDERSON, ELEFANTE, FUKUNAGA*, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE.
04/28/18	PUBLISH	SECOND READING NOTICE PUBLISHED IN THE HONOLULU STAR-ADVERTISER.
05/15/18	SPECIAL BUDGET	CR-185 – BILL REPORTED OUT OF COMMITTEE FOR PASSAGE ON THIRD READING AS AMENDED IN CD1 FORM.
06/06/18	COUNCIL	CR-185 ADOPTED AND BILL 18 (2018), CD1 PASSED THIRD READING AS AMENDED. 9 AYES: ANDERSON, ELEFANTE, FUKUNAGA, KOBAYASHI, MANAHAN, MARTIN, MENOR, OZAWA, PINE.

I hereby certify that the above is a true record of action by the Council of the City and County of Honolulu on this BILL.


GLEN I. TAKAHASHI, CITY CLERK


ERNEST Y. MARTIN, CHAIR AND PRESIDING OFFICER